

1 JOHN C. CRUDEN  
2 Acting Assistant Attorney General  
3 Environment and Natural Resources Division  
4 United States Department of Justice  
5 JEAN E. WILLIAMS, CHIEF  
6 LISA L. RUSSELL, ASSISTANT CHIEF  
7 ERIK E. PETERSEN, D.C. BAR NO. 489073  
8 Wildlife & Marine Resources Section  
9 Ben Franklin Station, P.O. Box 7369  
10 Washington, D.C. 20044-7369  
11 (202) 305-0339, (202) 305-0275 fax

12 *Attorneys for Federal Defendants*

13 WILLIAM S. EUBANKS II, N.C. BAR NO. 36743  
14 HOWARD M. CRYSTAL, D.C. BAR. NO. 446189  
15 ERIC R. GLITZENSTEIN, D.C. BAR NO. 358287  
16 *Pro hac vice*  
17 Meyer Glitzenstein & Crystal  
18 1601 Connecticut Avenue, N.W., Suite 700  
19 Washington, D.C. 20009  
20 (202) 588-5206, (202) 588-5049 fax

21 MELISSA THRAILKILL, CAL. BAR NO. 256674  
22 Center for Biological Diversity  
23 351 California Street, Suite 600  
24 San Francisco, CA 94104  
25 (415) 436-9682

26 *Attorneys for Plaintiff Center for Biological Diversity*

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CENTER FOR BIOLOGICAL  
DIVERSITY,

Plaintiff,

v.

KEN SALAZAR, et al.,

Defendants.

Case No. 3:08-cv-04595 WHA

STIPULATED REQUEST TO  
EXTEND STAY OF BRIEFING SCHEDULE  
AND ORDER

1 The Court's January 23, 2009 Scheduling Order provides that, in light of the parties' settlement  
2 discussions, no later than February 13, 2009, the parties were to file either a notice informing the Court  
3 that they will proceed with litigation, or, alternatively request to stay the briefing schedule in light of  
4 substantial progress in settlement discussions by that time. On February 13, 2009, the parties filed a  
5 stipulated request to stay the briefing schedule, and on February 17, 2009, this Court granted a stay that  
6 provides that no later than April 15, 2009, the parties shall either file a proposed Settlement Agreement  
7 or a notice informing the Court about the status of settlement negotiations.

8  
9 The parties believe that they have reached an agreement in principle and that they will soon  
10 finalize the settlement agreement. At this time, the parties are awaiting final approval of the agreement  
11 by officials of the Department of the Interior and the Department of Justice. These approvals will not  
12 be obtained early enough for the parties to meet the April 15, 2009 deadline. Therefore, the parties  
13 request that the Court extend the stay of the briefing schedule. The parties now anticipate that  
14 settlement discussions will be finalized, and they will be in a position to file a proposed Settlement  
15 Agreement with the Court, no later than <sup>May 1</sup>~~May 15~~, 2009.

16 Accordingly, it is hereby agreed and the parties stipulate, subject to the Court's approval, that  
17 this action is hereby STAYED; and it is further agreed that, by no later than <sup>May 1</sup>~~May 15~~, 2009, the parties  
18 shall either file a proposed Settlement Agreement or a notice informing the Court about the status of  
19 settlement negotiations.  
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1 Respectfully Submitted,

2 JOHN C. CRUDEN  
3 Acting Assistant Attorney General  
4 Environment and Natural Resources Division  
5 United States Department of Justice  
6 JEAN E. WILLIAMS, CHIEF  
7 LISA L. RUSSELL, ASSISTANT CHIEF

8 /s/ Erik E. Petersen  
9 ERIK E. PETERSEN, D.C. BAR NO. 489073  
10 U.S. Department of Justice  
11 Environment & Natural Resources Division  
12 Wildlife & Marine Resources Section  
13 Ben Franklin Station, P.O. Box 7369  
14 Washington, D.C. 20044-7369  
15 (202) 305-0339, (202) 305-0275 fax

16 *Attorneys for Federal Defendants*

17 /s/ William S. Eubanks II  
18 WILLIAM S. EUBANKS II, N.C. BAR NO. 36743  
19 HOWARD M. CRYSTAL, D.C. Bar. No. 446189  
20 ERIC R. GLITZENSTEIN, D.C. BAR NO. 358287  
21 *Pro hac vice*  
22 Meyer Glitzenstein & Crystal  
23 1601 Connecticut Avenue, N.W., Suite 700  
24 Washington, D.C. 20009  
25 (202) 588-5206  
26 (202) 588-5049 (fax)

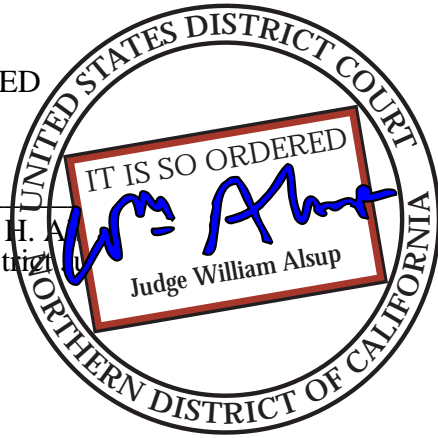
27 /s/ Melissa Thrailkill  
28 MELISSA THRAILKILL, CAL. BAR NO. 256674  
Center for Biological Diversity  
351 California Street, Suite 600  
San Francisco, CA 94104  
(415) 436-9682, ext. 313

*Attorneys for Plaintiff Center for Biological Diversity*

1 PURSUANT TO STIPULATION, IT IS SO ORDERED

2  
3 Dated: April 13, 2009

4 William H. Alsup  
U.S. District Judge



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27 STIPULATED REQUEST TO  
28 STAY BRIEFING SCHEDULE - 4